

## REMARKS

Favorable reconsideration of this application is respectfully requested in view of the previous amendments and following remarks.

Claims 1-9 are pending. By this Amendment the specification, abstract and claims 1, 4, 5, 7, 8 and 9 are amended.

The Office Action objects to the abstract. The abstract is amended to address the Examiner's concerns.

The Office Action rejects claims 1 and 5-9 under 35 U.S.C. §102(b) over U.S. Patent No. 6,006,791 to *Herrlein* and claims 2-4 under 35 U.S.C. § 103(a) over *Herrlein* in view of U.S. Patent No. 4,582,968 to *Huber et al.* These rejections are respectfully traversed.

Claim 1 recites, in combination with other claim features, a mounting for an optical monitoring device comprising a pivot access on the optical monitoring device and a pivot axis on a loom. The two pivot axes extend parallel to one another and are connected to one another by way of a pivotal arm. These claimed features encompass Applicants' embodiment illustrated in Figure 1 wherein optical monitoring device 3 is mounted on loom 1 via axis 7 arranged on the monitoring device 3 and a second parallel axis 8 arranged on the loom 1. The axis 7 on the monitoring device 3 is formed by two holding pins 13. The axis 7 of the monitoring device 3 is born in the pivotal arm 9. *Herrlein* discloses an illuminating unit 1 provided to create sufficient light for a weaver to visually detect faults in a fabric. The illuminating unit 1 includes plug and sockets 5 supported by a pin 4a provided on support arm 4. The support arms 4 are fastened on the loom wall 8 through inserts 10 with the aid of fastening bolts 9. The support arm 4 together with the device 1 can be pivoted

around the fastening bolts 9. There is no disclosure in *Herrlein* that the pin 4a provides a pivot axis.

*Huber* does not overcome the deficiencies of *Herrlein* described above.

The dependent claims are allowable for at least the reasons discussed above as well as for the individual features they recite. For example, dependent claim 7 recites the optical monitoring device is held such that it may pivot about both pivot axes to lie against the material web in the region in the vicinity of an expanding roller or a deflection roller of the loom. As shown in Figs. 2 and 3 of *Herrlein* the illumination unit 1 is spaced from the fabric 11.


Early and favorable action with respect to this application is respectfully requested.

Should the Examiner have any questions regarding this Amendment or the application in general, he is invited to contact the undersigned at the number provided below.

Respectfully submitted,

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